IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 31ST JANUARY 2007 / 11TH MAGHA 1928

OP.No. 31531 of 1999(D)

PETITIONER:

THE SACHIVOTHAMPURAM KSHEERAVYAVASAYA COOPERATIVE SOCIETY LTD. NO.K-290, KURICHI, KOTTAYAM, REP. BY ITS PRESIDENT P.V.GEORGE.

BY ADV. SRI.P.K.SURESH KUMAR
SMT.M.R.SREELATHA

RESPONDENTS:

1.THE ERNAKUALM REGIONAL COOPERATIVE MILK PRODUCERS UNION LTD., REP. BY ITS MANAGING DIRECTOR, EDAPPALLY P.O., ERNAKULAM DIST.

2.THE DIRECTOR, DEPARTMENT OF DAIRY DEVELOPMENT, PATTOM, THIRUVANANTHAPURAM.

3.JOINT REGISTRAR (DAIRY), DIRECTORATE OF DAIRY DEVELOPMENT DEPARTMENT, PATTOM, THIRUVANANTHAPURAM.

4.THE STATE OF KERALA, REP. BY ITS SECRETARY, DEPARTMNET OF AGRICULTURE (DAIRY) GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SMT.K.R.DEEPA.
SRI.B.S.KRISHNAN(SR.), SC, MILMA
SRI.K.ANAND (A.201)

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 31/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P.NO. 53731/99 IN O.P.NO.31531/99

DISMISSED

31.1.2007. SD/- KURIAN JOSEPH, JUDGE.

A P P E N D I X

PETITIONER'S EXHIBITS :

EXT.P1 : TRUE COPY OF JUDGMENT DT. 2.9.1994 IN OP NO.12119/94 ISSUED BY HON'BLE HIGH COURT OF KERALA.

EXT.P2 : TRUE COPY OF ORDER DT. 21.7.1995 ISSUED BY THE THIRD RESPONDENT.

EXT.P3 : TRUE COPY OF ORDER DT. 4.1-.1996 ISSUED BY GOVERNMENT OF KERALA, AGRICULTURE (DAIRY) DEPARTMENT.

EXT.P4 : TRUE COPY OF ORDER DT. 4.11.1996 ISSUED BY THE 4TH RESPONDENT.

EXT.P5 : TRUE COPY OF LETTER DT. 23.8.1999 FROM THE FIRST RESPONDENT TO THE PETITIONER.

RESPONDENTS' EXHIBITS :

EXT.R1 TRUE COPY OF GOVT. LETTER NO.38595/D2/96/AD DT. 22.8.1997.

TGS

KURIAN JOSEPH, J.

O.P. No.31531 of 1999

Dated 31st January, 2007.

J U D G M E N T

The issue raised in this writ petition pertains to the steps taken for realisation of conversion charges. According to the petitioner society, the Government in principle had agreed that conversion charges are not to be collected from societies. But it is seen from Ext.R1 Government letter that the decision is only in respect of collection of charges in future, *i.e.,* after 22.8.1997, the date of Ext.R1. Since the same is a development after Ext.P4, in case the petitioner has still any grievance on Ext.R1, it will be open to the petitioner to approach the Government for appropriate modification of Ext.R1.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No.31531 of 1999 (D)

J U D G M E N T

Dated 31st January, 2007.